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July 5th, 2005

Federal Communications Commission
Marlene H. Dortch, Office of the Secretary
445 12th Street, SW Room TW-B204
Washington, DC 20554

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Dear FCC,


We would like to comment in reference to CG Docket No. 02-278, DA 05-1346 in favor of the FCC's exclusive jurisdiction over interstate telephone communications in light of state laws that purport to regulate *interstate* calling. The FCC must declare and exercise its exclusive jurisdiction over interstate communications.

Currently, it is extremely costly, unfairly burdensome, and very complicated for us to stay compliance with all the different state laws that differ from the federal law. Our company started in this industry in 1976 and has always operated with the knowledge and understanding that the Federal Government regulates interstate calling and the state that your operations are calling from regulate intrastate calling. That appears to have changed the last couple of years. We need the FCC to make clear that state laws are applicable only to *intrastate* telemarketing.

We are in favor of not calling people that don't want to be called and some regulation but we need it to be clear to be able to operate in compliance. If we have to continue to apply all the different and inconsistent laws in all the states for each program we call and determine which rules are greater, Fed vs. State in each state for each campaign, we will not be able to continue to operate.

We hope that the FCC realizes that with all the regulation over the last few years, it has made it extremely costly and very confusing to do business in our country at a time when our biggest competition is the global "lower cost" market. Please help simplify regulations so we have to follow Federal laws for interstate calling and the state laws that we operate in for intrastate calling.

Sincerely,


Thomas W. Caprio
President

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